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September 22, 2004

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Re: U. S. Patent Appl. No. 10/813,435
Filed: March 31, 2004
For: Method and Apparatus for Strengthening Glass
Inventor: D. Postupack, et al.
Our Ref: 01638.0010.NPUS02

Sir:

The following documents are forwarded herewith for appropriate action by the U.S. Patent and Trademark Office:

1. Information Disclosure Statement;
2. Form PTO/SB/08a (4 pages) with 6 attached references; and
3. Return postcard.

It is respectfully requested that the attached postcard be stamped with the filing date of these documents and returned to our courier.

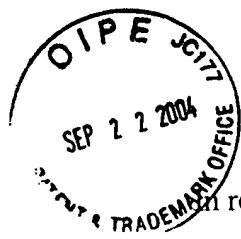
The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No.08-3038 referencing docket number 01638.0010.NPUS02. If extensions of time under 37 C.F.R. § 1.136 other than those otherwise provided for herewith are required to prevent abandonment of the present patent application, then such extensions of time are hereby petitioned. A duplicate copy of this letter is enclosed.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "A. R. S." followed by a long horizontal line.

Michael J. Stimson (Reg. No. 45,429)
Andrew Sommer (Reg. No. 53,932)

Enclosures



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

in re application of:

Dennis POSTUPACK et al.

Appl. No. 10/813,435

Filed: March 31, 2004

For: Method And Apparatus For Strengthening
Glass

Art Unit: 1731

Examiner: TBA

Atty. Docket: 01638.0010.NPUS02

Information Disclosure Statement

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Listed on accompanying Form PTO/SB/08a are documents that may be considered material to the examination of this application, in compliance with the duty of disclosure requirements of 37 C.F.R. §§ 1.56, 1.97 and 1.98.

Where the publication date of a listed document does not provide a month of publication, the year of publication of the listed document is sufficiently earlier than the effective U.S. filing date and any foreign priority date so that the month of publication is not in issue. Applicants have listed publication dates on the attached PTO/SB/08a based on information presently available to the undersigned. However, the listed publication dates should not be construed as an admission that the information was actually published on the date indicated.

Applicants reserve the right to establish the patentability of the claimed invention over any of the information provided herewith, and/or to prove that this information may not be prior art, and/or to prove that this information may not be enabling for the teachings purportedly offered.

This statement should not be construed as a representation that a search has been made, or that information more material to the examination of the present patent application does not exist. The Examiner is specifically requested not to rely solely on the material submitted

herewith. It is further understood that the Examiner will consider information that had been cited by or submitted to the U.S. Patent and Trademark Office in a prior application relied on under 35 U.S.C. § 120. 1138 OG 37, 38 (May 19, 1992).

Applicants have checked the appropriate boxes below.

- ✓ 1. This Information Disclosure Statement is being filed;
 - a. Within three months of the U.S. filing date of a national application other than a continued prosecution application under § 1.53(d);
 - b. Within three months of the date of entry of the national stage as set forth in § 1.491 in an international application;
 - ✓ c. Before the mailing date of a first Office Action on the merits;
 - d. Before the mailing of a first Office Action after filing of a request for continued examination under § 1.115.

No statement under 37 C.F.R. § 1.97(e) or fee is required.

or;

- 2. This Information Disclosure Statement is being filed after the period specified in paragraph 1(a)-1(d) above, but before the mailing date of a Final Rejection or Notice of Allowance, or action that otherwise closes prosecution in the application, and
 - a. I hereby state that each item of information contained in this Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement. 37 C.F.R. § 1.97(e)(1), or
 - b. I hereby state that no item of information in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to my knowledge after making reasonable inquiry, no item of information contained in this Information Disclosure Statement was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing of this Information Disclosure Statement. 37 C.F.R. § 1.97(e)(2), or

c. Attached is our Check No. _____ in the amount of \$ _____ in payment of the fee under 37 C.F.R. § 1.17(p).

3. This Information Disclosure Statement is being filed more than three months after the U.S. filing date and after the mailing date of a Final Rejection or Notice of Allowance, but on or before payment of the Issue Fee. Attached is our Check No. _____ in the amount of \$ _____ in payment of the fee under 37 C.F.R. § 1.17(i), and

a. I hereby state that each item of information contained in this Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement. 37 C.F.R. § 1.97(e)(1), or

b. I hereby state that no item of information in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to my knowledge after making reasonable inquiry, no item of information contained in this Information Disclosure Statement was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing of this Information Disclosure Statement. 37 C.F.R. § 1.97(e)(2).

4. Relevance of the non-English language document(s) is discussed in the present specification.

5. The document(s) was/were cited in a corresponding International Patent Application. An English language version of the International Search Report (ISR) is attached for the Examiner's information.

6. A concise explanation of the relevance of the non-English language document(s) appears below:

7. The Examiner's attention is directed to co-pending U.S. Patent Application No. _____, filed _____, which is directed to related technical subject matter. The identification of this U.S. Patent Application is not to be construed as a waiver of secrecy as to that application now or upon issuance of the present

application as a patent. The Examiner is respectfully requested to consider the cited application and the art cited therein during examination.

✓ 8. Copies of U.S. patents and published applications are not attached since the application was filed after June 30, 2003. US PTO OG Notices: August 5, 2003.

It is respectfully requested that the Examiner initial and return a copy of the enclosed PTO/Sb/08a and to indicate in the official file wrapper of this patent application that the documents have been considered.

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 08-3038 referencing docket number 01638.0010.NPUS02

Respectfully submitted,



Michael J. Stimson (Reg. No.45,429)
Andrew Sommer (Reg. No. 53,932)

Date: SEPTEMBER 22, 2004

HOWREY SIMON ARNOLD & WHITE, LLP
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OIR & SCIT
SEP 22 2004

PTO/SB/08a (08-03)

Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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Substitute for form 1449A/PTO

INFORMATION DISCLOSURE
STATEMENT BY APPLICANT

(Use as many sheets as necessary)

Sheet

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of

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Complete if Known

Application Number	10/813,435
Filing Date	March 31, 2004
First Named Inventor	Dennis Postupack
Art Unit	1731
Examiner Name	TBA

Attorney Docket Number 01638.0010.NPUS02

U. S. PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code ² (if known)			
1	us-1,038,909		09-17-1912	LEVIN et al.	
2	us-1,205,675		11-21-1916	SMITH	
3	us-1,274,095		07-30-1918	SMITH	
4	us-1,307,453		06-24-1919	PITT	
5	us-1,383,171		06-28-1921	SUNDER	
6	us-1,554,038		09-15-1925	SANFORD et al.	
7	us-1,594,557		08-03-1925	PROGER	
8	us-1,626,739		05-03-1927	LENTS et al.	
9	us-1,718,654		06-25-1929	LENTS et al.	
10	us-1,949,901		03-06-1934	COSH	
11	us-2,331,014		10-05-1943	BROWN	
12	us-2,338,841		12-11-1944	FEDORCHAK et al.	
13	us-2,422,482		06-17-1947	GUYER	
14	us-2,507,433		05-09-1950	BORCHERT et al.	
15	us-2,883,797		04-28-1959	ELDRED	
16	us-3,188,190		06-08-1965	ARMSTRONG	
17	us-3,708,273		12-02-1973	MITCHELL	
18	us-3,741,739		06-26-1973	BAKER	

FOREIGN PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T ⁶
		Country Code ³ Number ⁴ Kind Code ⁵ (if known)				
19	JP 09048625 A		02-18-1997	KAZUO		

Examiner
SignatureDate
Considered

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This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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		Number-Kind Code ² (if known)			
20	us-3,743,491		07-03-1973	POOLE et al.	
21	us-3,751,238		08-07-1973	GREGO et al.	
22	us-3,773,489		11-20-1973	FORKER et al.	
23	us-3,791,809		02-12-1974	LAU	
24	us-3,811,857		05-21-1974	DEEG et al.	
25	us-3,875,763		04-08-1975	SNYDER et al.	
26	us-4,021,218		05-03-1977	WATANABE	
27	us-4,134,746		12-16-1979	LEVENE et al.	
28	us-4,164,402		08-14-1979	WATANABE	
29	us-4,206,253		06-03-1980	WATANABE	
30	us-4,218,230		08-19-1980	HOGAN	
31	us-4,231,778		11-04-1980	GRAHAM	
32	us-4,265,651		05-05-1981	MOREL	
33	us-4,273,832		06-16-1981	HOGAN	
34	us-4,445,922		05-01-1984	EREMEEV et al.	
35	us-4,472,030		09-18-1984	TACHIBANA et al.	
36	us-4,576,571		03-18-1986	MOUFFLET et al.	
37	us-5,480,467		12-02-1996	BIEBUYCK	

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		Country Code ³ Number ⁴ Kind Code ⁵ (if known)				

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Art Unit	1731
Examiner Name	TBA

Attorney Docket Number 01638.0010.NPUS02

NON PATENT LITERATURE DOCUMENTS

Examiner Initials*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
41		ATOFINA, " Retunable Glass Container Coating" (11 pages) available before March 31, 2004	
42		ATOFINA, Tegoglas 3000+ Anti-Scuff Coating, www.atofinachemicals.com/additives/opticoat/tego.cfm (2 pages), March 26, 2004	
43		British Glass: Making Glass, www.britglass.co.uk/publications/mglass/making5.html (10 pages), October 22, 2002	
44		Corning Museum of Glass: annealing , "Resource on Glass", www.cmog.org/page.cfm?page=299 (2 pages) September 19, 2002	
45		Enrich Yourself: How are Bottles Made?, www.education.eth.net/enrich/hyew/bottles.htm (3pages), October 22, 2002	

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